

# **FISCAL NOTE**

## **SB 2098 - HB 2207**

January 22, 2004

**SUMMARY OF BILL:** Revises certain provisions of current law governing the disclosure or release of certain student records in order to make such provisions comply with federal law. The bill requires, rather than authorizes, post-secondary institutions to release certain student information to the extent such disclosure does not conflict with the Family Educational Rights and Privacy Act (FERPA), which governs the release of confidential student information. This bill also brings current law into conformity with FERPA by limiting the student records available for release to those created on or after October 7, 1998.

Present law authorizes post-secondary institutions to release student records pertaining to the following:

- The final results of any disciplinary proceeding involving an alleged crime of violence or non-forcible sex offense;
- Information concerning a student who is a registered sex offender; and
- Information regarding any violation of any federal, state, or local law, or of any rule or policy governing the use or possession of alcohol or a controlled substance.

Present law does not limit the age of student records that a post-secondary institution can release.

For information purposes, the disclosure of this type of student information became effective with the passage of Public Chapter 105 of the Acts of 2003.

### **ESTIMATED FISCAL IMPACT:**

#### **Increase State Expenditures - Not Significant**

Assumes any cost to disclose such student information is estimated to be not significant.

### **CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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